

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Work Charged Establishment-Sri B.Laxminarayana, NMR Work Inspector,
Telugu Ganga Project Division.III, Srikalahasthi, Chittoor District-
Regularization of services -Orders-issued.

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IRRIGATION AND COMMAND AREA DEVELOPMENT(SER.V)DEPARTMENT

G.O.Ms.No.117

Dated:16.07.2008.

Read the following:

1. From the A.P.H.G order dt.30.06.2005 in W.P..No.25583/99.
2. Representation from Sri B.Laxminarayana, NMR W.I, TGP Div.II, SKHT, Chittoor District., dt.21.7.05.
3. Govt.Memo.No.26945/Ser.V.2/05-1, dt.12.08.05.
4. From the CE, TGP, SKHT, Lr.No.CE/TGP/SKT/D2/19089/05-06, dt.04.08.05.
5. From the CE,TGP, SKHT, Lr.No.CE/TGP/SKHT/D2/19089,dt.11.8.05
6. Govt.Memo.No.26945/Ser.V.2/2005-2, dt.10.01.2006.
7. From the CE, TGP, SKHT, Lr.No.CE/TGP/SKHT/D2/19089/01,dt.22.7.06.
8. GovtMemo.No.26945/Ser.V.2/2005-3, dt.12.09.06.
9. From the CE, TGP,SKHT, Lr.No.CE/TGP/SKT/D2/19089/02, dt.20.12.06
10. Govt.Memo.No.26945/Ser.V.2/2005-4, dt.09.01.07.
11. From the CE, TGP, SKHT, Lr.No.CE/TGP/SKT/D2/19089, dt.25.04.05.
12. Govt.Memo.No.26945/Ser.V.2/2005-5, dt.19.06.07.
13. From the ENC(IW) Lr.No.ENC/IW/P&M/EE.III/W1/1386, 2000, dt.12.12.07
14. Govt.Memo.No.26945/Ser.V.2/2005-8, dt.28.01.08.
15. From the ENC(IW), Lr.No.ENC/IW/P&M/EE.III/W1/1386,/2000, dt.29.03.08.

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In the reference 1st read above, Sri B.Laxminarayana, NMR Work Inspector, TGP Sub Division.I, Satyavedu, Chittoor District in his representation dt.21.07.2005 while enclosing a copy of the order dt.30.06.2005 in W.P.No.25583/99 has represented that he has filed Writ petition before the Hon'ble High Court of A.P, seeking direction to regularize

his services as Work Inspector, by giving effect to the Award (i) ID No.5/83 dt.20.02.1985 (ii) Circular dt.30.07.1981 on par with similarly situated persons namely Smt P.Indira, Sri K.Satyanarayana, Sri M.Narasimha Rao, Sri G.Madhusudhana Rao and Sri. Y.V.Yoganand Rao. The Hon'ble High Court pass orders dt.30.06.2005 directing to consider the case for regularization as Work Inspector within a period of two months from the date of receipt of orders.

In the references 13th & 14th read above, the ENC(IW) has reported that the Superintending Engineer, TGP Circle, Srikalahasthi, has informed that Sri B.Laxminarayana, NMR Work Inspector was an employee of defunct APSCC, was posted to his unit vide ENC Lr. Dt.12.12.1995 and reposted to the SE, TGP Circle, Srikalahasthi and joined duty on 20.01.1996 FN and continuing till to date. He has been paid wages at SSR rates. He has appointed as Work Asst., in APSCC Ltd, and joined on 16.08.1977 and retrenched on 06.08.1979. After his retrenchment, he filed ID No.5/1983 for reinstatement in to service.

1. According to the High Court orders he was paid back wages for the period from 07.08.1979 to 06/91 of Rs.1,54,138-45
2. Rs.1,08,609 for the period from 01.07.1991 to 30.06.1994.
3. Rs.1,41,753 towards back wages and difference of wages for the period from 01.07.1994 to 31.07.1997 and Rs.3.42 lakhs towards difference of wages from 01.08.1997 to 31.01.02.

He has also stated that in another case, the NMR Work Inspector filed W.P.No.25583/1999 in Hon'ble High Court for regularization of services in the cadre of Work Inspector on regular pay scales. The High Court in its

Judgment on 30.06.2005 in W.P.No.25583/1999 directed the respondents to consider the feasibility of absorbing the petitioner on regular basis on par with the persons mentioned in G.O.Ms.No.93, I&CAD Dept., dt.26.06.2000 and also taking into consideration the circular dt.30.07.1981 issued by the corporation. He paid amounts attached to the regular post from 07.08.1979 to 31.10.2002 as per the court orders and to pay beyond 31.10.2002 also One Junior Assistant post getting vacant and the W.I is having B.Com degree qualification and he is eligible for the post of J.A. As per G.O.Ms.No.212, Fin&Plg.Dept., dt.22.04.1994, persons appointed on Daily wages/NMR or consolidated pay and are continuing on the date of commencement of the Act and worked continuously for 5 years and are continuing as on 25.11.1993 be regularized. If date of appointment in defunct APSCCL,i.e, 16.08.1977 taken into consideration he is eligible for regularization. All the G.Os issued for regularization prior to G.O.Ms.No.212, F&P Dept., dt.22.04.1994 were superceded after issue of the said G.O. The services of Sri B.Laxminarayana, NMR Work Inspector may be regularized in the existing vacancy of Junior Assistant as per G.O.Ms.No.212, F&P Dept., dt.22.04.1994. The proposed post of Junior Assistant was covered in continuation orders issued by Finance(SMPC) Dept., till end of March, 2008. He has requested that orders of the Govt., may be obtained and communicated early.

After careful examination of the matter Govt., hereby direct the Engineer-in-Chief(IW), I&CAD, the regularize the services of Sri B.Laxminarayana, NMR Work Inspector, Telugu Ganga Project Sub Division.II, Satyavedu, Srikalahasthi against the existing vacancy of Junior

Assistant as per the certificate of vacancy furnished by the Superintending Engineer, TGP Circle, Srikalahasthi vide his letter dt.29.11.2007 and countersigned by PAO, Tirupathi, in terms of G.O.Ms.No.212, Fin.(PC.III)Dept., dt.22.04.1994 from the prospective date i.e., the date from which the competent authority issued orders subject to the condition that no senior qualified person is overlook/omitted.

The ENC(IW) shall take necessary further action in the matter accordingly.

This order issues with the concurrence of Finance(PC.III)Dept., vide their U.O.No.12948/190/A1/PC.III/2008, dt.05.05.2008.

To
The ENC(IW) Hyd.
Copy to:The ENC, TGP, Srikalahasthi/SF/SC.